

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State/Territory: West Virginia

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Enforcement of Compliance for Nursing Facilities

Additional Remedies: Describe the criteria (as required at §1919(h)(2)(A)) for applying the additional remedy. Include the enforcement category in which the remedy will be imposed (i.e., category 1, category 2, or category 3 as described at 42 CFR 488.408).

The State will utilize the following remedy in addition to those specified in 42 CFR 488.406(b).

REDUCTION OF BED QUOTA as authorized by WV Code §16-5C-11, et seq., 64-13.16 CODE OF STATE REGULATIONS.

An overall reduction in the number of residents receiving services in the nursing facility will be imposed without a reduction in the staffing pattern, in order to assist the facility in achieving optimum quality of care for the entire population of the facility.

CRITERIA:

1. Poor performing facility.

Enforcement Category 2

TN No. 95-16

Supersedes

TN No. NEW

Approval Date: OCT 26 1995

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